

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

In re the application of: Robertson et al.

U.S. Serial Number: 07/531,179

Filed: May 31, 1990

Examiner: Kishore

Group Art Unit: 152

For: Pharmaceutical Compositions and Methods of Treatment to Prevent & Treat Corneal Scar Formation Produced by Laser Irradiation

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GROUP 150

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this date:

1-21-92

Date

Jeannie Burke

Name

Jeannie Burke

Signature

TERMINAL DISCLAIMER

The Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Petitioner, Alcon Laboratories, Inc., a corporation of the State of Delaware, and having an office at Fort Worth, Texas, represents that it is the Assignee of the entire right, title, and interest in and to U.S. Application Serial No. 07/531,179, entitled PHARMACEUTICAL COMPOSITIONS AND METHODS OF TREATMENT TO PREVENT AND TREAT CORNEAL SCAR FORMATION PRODUCED BY LASER IRRADIATION, and filed on May 31, 1990, by virtue of the Assignment recorded on May 31, 1990, on Reel 5332, Frames 0581 through 0585.

Petitioner further represents that it is the assignee of the entire right, title and interest in and to United States Patent No. 4,939,135, issued July 3, 1990, by virtue of the Assignment, recorded on November 14, 1988, on Reel 5005, Frames 0735 through 0740.

Petitioner hereby disclaims the terminal part of any patent granted on said U.S. Application Serial No. 07/531,179, which would extend beyond the expiration date of U.S. Patent No. 4,939,135, which expires July 3, 2007.

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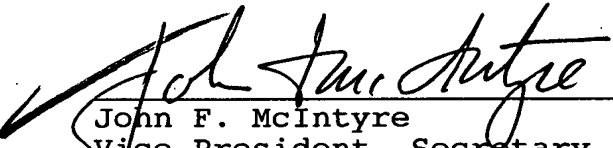
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Petitioner further agrees that any patent issuing on said U.S. Patent Application Serial No. 07/531,179 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U.S. Patent No. 4,939,135, this agreement to run with any patent granted on said U.S. Patent Application Serial No. 07/531,179, and to be binding upon the grantee, its successors and assigns.

The undersigned Petitioner further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Respectfully submitted,
ALCON LABORATORIES, INC.

20 January 1992
Date


John F. McIntyre
Vice President, Secretary
and General Counsel

Docet No. 1118A